

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:22-cv-00068-BO

YOLANDA IRVING, et al.,

Plaintiffs,

v.

THE CITY OF RALEIGH, et al.,

Defendants.

**CITY OF RALEIGH AND OFFICIAL
CAPACITY DEFENDANTS' MOTION
FOR A PROTECTIVE ORDER**

Pursuant to Federal Rule of Civil Procedure 26(c), defendants City of Raleigh, Chief of Police Estella Patterson in her official capacity, and City Manager Marchell Adams-David in her official capacity (collectively the “City”) move the Court for a protective order forbidding the deposition of Chief of Police Patterson noticed for November 2, 2022. In support of this motion, the City attaches the subject Notice of Deposition (Exhibit 1) and the Declaration of Chief of Police Estella Patterson (Exhibit 2) and files contemporaneously herewith a memorandum in support. Further, the undersigned certify that there has been a good faith effort to resolve this dispute prior to filing this motion. (*See* Ex. 3). Because Chief Patterson is a high-ranking government official who does not have unique personal knowledge of the relevant facts and Plaintiffs have other means for obtaining the information sought, the City requests that the court grant this motion to prevent undue burden on, and harassment of, Chief Patterson and order Plaintiffs may not depose her.

Respectfully submitted, this the 19th day of October 2022.

CITY OF RALEIGH
Robin L. Tatum, City Attorney

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CERTIFICATE OF SERVICE

I hereby certify that on October 19, 2022, I electronically filed the foregoing **CITY OF RALEIGH AND OFFICIAL CAPACITY DEFENDANTS' MOTION FOR A PROTECTIVE ORDER** with the Clerk of Court using the CM/ECF system, which sends notification of such filing to all counsel of record as follows:

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